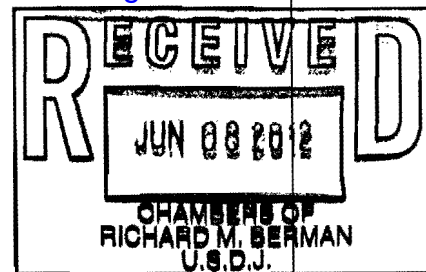


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DATE FILED: 6/8/12



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL



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LITIGATION BUREAU

MEMO ENDORSED

BY HAND DELIVERY

June 7, 2012

Hon. Richard M. Berman
United States District Judge
United States Courthouse
500 Pearl St., Rm. 21B
New York, NY 10007-1312

Re: Michael Torres v. NYS DOCCS, et al., Docket No.11 Civ. 5762

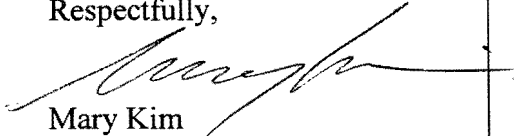
Your Honor:

Defendants respectfully request an adjournment of the conference scheduled before Your Honor on Monday, June 11, 2012 at 9:30 a.m. The conference had been adjourned on four prior occasions due to the pending settlement negotiations and conferences before Judge Freeman. I apologize for yet another request for an adjournment. However, I have a family health situation that I must tend to on Monday. Also, the parties are to attend another settlement conference by telephone before Judge Freeman on Friday, June 8, 2012. Depending on the outcome of that conference, the parties may request to appear in person before Judge Freeman on yet another date the following week, with plaintiff participating by telephone.

Based upon the foregoing, it is respectfully requested that the conference before Your Honor be adjourned to June 20, 2012. Plaintiff's counsel consents to this request. Thank you.

The settlement conference on 6/11/12 is adjourned to 6/20/12 at 10:00 a.m. Defendant to appear for Plaintiff to appear telephonically. Defendant to appear in person.
SO ORDERED:
cc: Via Facsimile (212) 521-7774
Date: Nicholas Foley, Esq.
6/8/12
Richard M. Berman
Richard M. Berman, U.S.D.J.

Respectfully,


Mary Kim
Assistant Attorney General
(212) 416-8687